IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JAIPUR BENCH, JAIPUR.

S.B. CIVIL SECOND APPEAL NO.423/2005
Sitaram Vs. Bajranglal & Ors.

03.12.2007.

HON'BLE MR. JUSTICE DALIP SINGH

Shri Sanjay Mehrishi, for the appellant.

Heard learned counsel for the appellant. Two courts below have decided against the plaintiff appellant and have held issues No.1 and 2 against the plaintiff appellant with regard to the right of way and the existing alternative way to the field of the plaintiff appellant. This being finding of fact the same cannot be interfered in second appeal appeal under Section 100 CPC.

This second appeal as well as the stay application are accordingly dismissed summarily.

(DALIP SINGH),J.

Ramchandrkhatri,PS